

COMMISSION MEETING**7:00 P.M.****OCTOBER 19, 2016**

The Governing Body of the City of Emporia, Kansas, met in Regular Session, Wednesday, October 19, 2016, in the City Commission Meeting Room with Mayor Gilligan presiding and Commissioners Geitz, Giefer, Harmon and Mlynar present. Also present were City Manager McAnarney, Assistant City Manager Witt, City Clerk Sull and City Attorney Montgomery.

MAYOR AND CITY COMMISSIONERS REPORTS AND COMMENTS

This is the time for the Mayor and City Commissioners to make comments and reports to the public.

Mayor Gilligan reviewed general information for the month of September for the community, including monthly sales tax receipts, CID collections for the Flint Hills Mall, building permits and information.

The following is general information for the month of September for the community:

1- Monthly Local Retail Sales Tax Receipts Update

2015	2016	
\$389,598.26	\$377,155.34	Decrease of \$12,442.92 for the month, and Overall increase of 0.68% from year 2015

2- City Share from County Tax

2015	2016	
\$195,704.19	\$191,184.63	Decrease of \$4,519.56 for the month, and Overall decrease of 0.37% from year 2015

3- Building Permits issued from 9/1/2016 to 9/30/2016 for new construction, remodeling / repairs and demolition.

Total number of building permits issued through Code Services:	52
Total of valuations associated with those building permits:	\$1,464,764.00
Total number of dollars collected for Building Permit Fees:	\$ 10,202.01

No new single family dwellings
No tear down - single family dwellings

Flint Hills Mall CID for August	\$15,321.39
Year to Date Total	\$54,533.46

Consent Agenda

It was moved by Commissioner Giefer, seconded by Commissioner Harmon that the Consent Agenda listed below be ratified as a whole:

- a. Consider minutes of the Regular Meeting held on October 5, 2016 and the Continued Meeting held on October 12, 2016.
- b. Consider ratification of Payroll Ordinance for period ending October 14, 2016.
- c. Consider Approval of September Budget.
- d. Consider Change Order No. 1 for the Merchant St. Storm Drainage Project No. SW1503.
- e. Consider Change Order No. 1 for the KLINK Resurfacing Project No. PV1601.

The vote follows: Commissioner Giefer, aye; Commissioner Harmon, aye; Commissioner Geitz aye, Commissioner Mlynar, aye; and Mayor Gilligan, aye.

CITY COMMISSION (Public Comment)

Mayor Gilligan presented a proclamation declaring November 1, 2016 as "Extra Mile Day" in Emporia. He stated Emporia is a community which acknowledges that a special vibrancy exists within the entire community in personal effort, volunteerism and service. Emporia celebrates individuals and organizations within the community who make a difference and life up fellow members of their community. Emporia acknowledges the mission of Extra Mile America to create 550+ Extra Mile cities and support "Extra Mile Day" on November 1, 2016. He urged the community to go the extra mile and to acknowledge all those who are inspirational in their efforts and commitment to make their organizations, families, community, country or world a better place. Mayor Gilligan then read the proclamation.

Mayor Gilligan presented a proclamation declaring October 31 through November 4, 2016 as "Put Students First Week" in Emporia. He stated Kansas Governor Sam Brownback along with the Kansas Association of School Boards has requested input from communities to help develop a new education funding plan for the next legislative session. He encouraged all citizens

of Emporia to offer their ideas and support of public education by learning more from our area School Boards and communicating that support to the Governor. Mayor Gilligan then presented the proclamation.

CITY COMMISSION
(Amendments to Compensation Policy and Plan)

City Manager McAnarney stated potential changes to the nepotism and residency policies have been discussed for help with recruitment of employees as follows:

Item #1 - Nepotism - The changes were discussed at the October 12, Study Session and adjustments made as requested by the Commission. The major change is that immediate family members cannot work within the same department of the City. Also (g) of the proposed policy reflects wording agreed upon at the Study Session regarding the CM's ability to vary from this policy.

Item #2 - Residency - These changes were also discussed at the October 12, Study Session and adjustment made as requested by the Commission. The major change is the expansion of the residency requirement to include all adjacent counties. We have also added the "Lyon County preference" language to the prelude of the policy. Also (d) now reflects the CM's ability to vary from the policy when labor market conditions for technical and certified positions dictate expansion of the residency requirement.

Item #3 - Compensation Plan Amendments - This amendment also discussed on October 12, Study Session allows those employees who have reached the top of their pay scale to receive a onetime yearly payment of 2% for an exceeds rating and 2.5% for an excels rating. Presently 13 employees in various departments are in this situation where they are "topped out" and only those who receive an excels rating receive the lump sum payment.

Item #4 - Wage Scale 401 - This amendment will provide the Patrol Office category of our Police Department to be competitive in the local labor market for law enforcement officers. This also was discussed at the October 12, Study Session and in previous meetings with the Commission.

He stated staff was recommending the Commission approve all the amendments as stated and all changes shall become effective on November 1, 2016.

Commissioner Geitz made a motion to approve the amendments to the Compensation Policy and Plan pertaining to Nepotism; Residency; Compensation Plan Amendments and Wage Scale 401, to take effect on November 1, 2016. Commissioner Harmon seconded the motion. The vote follows: Commissioner Geitz, aye; Commissioner Harmon, aye; Commissioner Giefer, aye; Commissioner Mlynar, aye; and Mayor Gilligan, aye.

CITY COMMISSION
(Approve License Agreement with Sacred Heart Church)

City Manager McAnarney requested this item be tabled to the next regular meeting. City of Emporia representatives and the Sacred Heart Church are finalizing the agreement.

Commissioner Giefer made a motion to table this item until November 2, 2016 to the next regular meeting. Commissioner Mlynar seconded the motion. The vote follows: Commissioner Giefer, aye; Commissioner Mlynar, aye; Commissioner Geitz, aye; Commissioner Harmon, aye; and Mayor Gilligan.

CITY COMMISSION
(City Manager's Report)

This is a verbal report that announces upcoming events, recognizes employees for outstanding contributions and provides the public information that may be of a general interest. The following information was presented at the meeting:

TENTATIVE AGENDA FOR OCTOBER 26TH STUDY SESSION

1. Discuss Increase in Transient Guest Tax
2. Review Changes to Ordinance Regarding Allowance For Driveway Widths.
3. Changes to Right of Way Ordinance for Telecommunications

EXECUTIVE SESSION

Commission Harmon made a motion to adjourn into Executive Session to discuss attorney client privilege; potential land acquisition and non-elected personnel from 7:11 p.m to 7:31 p.m., in the City Commission Meeting Room. Commissioner Giefer seconded the motion. The vote follows: Commissioner Harmon, aye; Commissioner Giefer, aye; Commissioner Geitz, aye; Commissioner Mlynar, aye; and Mayor Gilligan, aye.

Upon reconvening the meeting in Regular Session, at 7:31 p.m., this same date, in the City Commission Meeting Room, Mayor Gilligan stated they had discussed attorney client privilege; potential land acquisition and non-elected personnel and no action was taken.

Commissioner Mlynar then made a motion to adjourn. Commissioner Giefer seconded the motion. The vote follows: Commissioner Mlynar, aye; Commissioner Giefer, aye; Commissioner Geitz, aye; Commissioner Harmon, aye; and Mayor Gilligan, aye.

Robert F. Gilligan, Mayor

ATTEST:

Kerry Sull, City Clerk